

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA *ex rel.*
ELLSWORTH ASSOCIATES, LLP,

Plaintiff-Relator,

v.

CVS HEALTH CORPORATION, f/k/a CVS
CAREMARK CORPORATION, SILVERSCRIPT
INSURANCE COMPANY, LLC, CAREMARK
LLC, f/k/a CAREMARK INC., CVS
PHARMACY, INC., and CVS CAREMARK
PART D SERVICES, LLC,

Defendants.

No. 2:19-cv-02553

ORDER

AND NOW, this 12th day of June, 2024, it is **ORDERED** that all objections to the Special Discovery Master's May 23, 2024 Report and Recommendation Regarding Defendants' Alleged Document Production Deficiencies are **OVERRULED**, and the Special Discovery Master's Report and Recommendation is **ADOPTED**, as follows:

Within two weeks of this Order, Defendants must produce to Relator a declaration (or declarations) of a representative (or representatives) of the Defendants, outlining in detail the process Defendants used to collect, search, review, and produce documents from non-email data sources, providing as much information as possible regarding the process Defendants used (without disclosing counsel's mental impressions, conclusions, opinions, or legal theories concerning this case), including a listing of the share drives

or folders, by name or description, from which documents were collected, as well as an indication for each drive or folder (or groups of drives and folders) of the manner in which the files were reviewed. Defendants' declarations also should provide details regarding their audit of Consilio's work, as well as descriptions of any errors, omissions, or other problems identified by the audit.

IT IS SO ORDERED.

BY THE COURT:

/s/ John Milton Young

JUDGE JOHN MILTON YOUNG